

25 CS DJ ADJ 808/18
AJAY KUMAR Vs. DHANPATI DEVI AND ORS.

17.07.2026

Present: Sh. N.C. Sharma, Ld. Counsel for Plaintiff.
Sh. N.K. Sinha, Ld. Counsel for Defendant no.1.
Ms. Huma Rao and Sh. Aman Kushwaha, proxy counsel for
Defendant no.2.

At the stage of conclusion of arguments on behalf of defendant no.1 Dhanpati Devi, Ld. Counsel for defendant no.1 has vehemently urged that the suit of the plaintiff is not maintainable, as the defendant no.1 is not the owner of the suit property.

On being asked whether this objection has been taken in the WS by the defendant no.1, Ld. Counsel for defendant no.1 is unable to point out from the WS any such objection to her own title taken by defendant no.1 in her WS.

It is settled law that a party cannot be permitted to travel beyond the pleadings made in the claim. Whether the defendant no.1 is the owner of the suit property or not would be a question of fact and the only claim I can find in the WS is that the defendant no.1 has claimed title through DDA.

Plaintiff has been heard.

Arguments concluded on behalf of defendant no.1.

Defendant no.2 has to argue and thereafter, plaintiff may rebut the arguments, if required.

List on **20.07.2026** at **12.30 PM.**

(HARJYOT SINGH BHALLA)
DJ-03, SOUTH-WEST, DWARKA
NEW DELHI/17.07.2026